



PATENT
0175-0348P

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant(s): Donald S. HARE et al. Conf.: 5049
Appl. No.: 10/628,491 Group: 1752
Filed: July 29, 2003 Examiner: R. Schilling
For: HAND APPLICATION TO FABRIC OF HEAT
TRANSFERS IMAGED WITH COLOR
COPIERS/PRINTERS

TERMINAL DISCLAIMER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

November 24, 2004

Sir:

Foto-Wear, Inc., (hereinafter "the Assignee")

- ☐ residing at ,
☒ a corporation of Pennsylvania having a principal place
of business at 1183 Mid-Valley Drive, Olyphant,
Pennsylvania, USA,
☐ a university having an address of ,

represents that it is the true owner of the entire interest of
U.S. patent Application No. 10/628,491, filed on July 29, 2003,
for "HAND APPLICATION TO FABRIC OF HEAT TRANSFERS IMAGED WITH
COLOR COPIERS/PRINTERS," (hereinafter "above-identified
application") by virtue of and as evidenced by an Assignment
recorded at the United States Patent and Trademark Office at Reel
8493, Frame(s) 0062-0066.

The Assignee hereby disclaims the terminal part of any
patent granted on the above-identified application which would

extend beyond the expiration date of the full statutory term as presently shortened by any terminal disclaimer of U.S. Patent 6,638,682, and hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to U.S. Patent 6,638,682 shall be the same as the legal title to any patent issuing from the above-identified application, this agreement to run with any patent granted on the above-identified application, and to be binding upon the grantee, its successors or assigns.

The Assignee does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term as presently shortened by any terminal disclaimer of U.S. Patent 6,638,682 in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a), has all claims canceled by a reexamination certificate, or is otherwise terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

This Terminal Disclaimer is submitted on behalf of the Assignee by the undersigned, an attorney of record in the above-identified application.


Please charge any fees or credit any overpayment pursuant to
37 C.F.R. § 1.20 to Deposit Account No. 02-2448.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

Date: November 24, 2004

By



Marc S. Weiner, #32,181

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Attachment(s)